IN THE HIGH COURT OF JUDICATURE AT BOMBAY
ORDINARY ORIGINAL CIVIL JURISDICTION

CHAMBER SUMMONS NO.545 OF 2006
IN
EXECUTION APPLICATION NO.123 OF 2006
IN
HYDERABAD SUIT NO.402 OF 1998

Hyderabad Industries Ltd., ..Plaintiffs

V/s.

M/s.Art Roof India P.Ltd., & Ors. ..Defendants

And

Mrs.Roma Sunil Vohra & Anr. ..Applicants

Mr.S.P.Dube for the applicants.

Mr.Aditya Khanna i/by Khaikan & Co. for J.C.

Coram : R.S.Mohite,J

Date : 10.10.2006.

PC

1. This is a Chamber summons taken out by the respondents for lifting attachment. The applicants claim to have purchased the property on 30.9.2000. This agreement is after an order of injunction was passed on 22.9.1998. In the very suit the decree is sought to be executed. It is possible that the present respondent has been cheated. It is also probable that he may be bonafide purchaser without notice. In my view, however, since the title of the present respondent is in the teeth of the order of prohibitive injunction, this Chamber summons cannot be granted and the same is therefore, rejected. At

the request made by the Advocate for the applicants, it is directed that the sale may not take place for a period of 4 weeks from today.

(R.S.Mohite,J)